



VOSH Program Directive:02-202 (e-version)

ISSUED: September 22, 1988

SUBJECT: Elimination of Records Only Inspections and Calculation of LWDI Rate

A. Purpose

This directive eliminates VOSH participation in Records Only inspections and the requirement to calculate the LWDI rate during an enforcement inspection.

This Program Directive is an internal guideline, not a statutory or regulatory rule, and is intended to provide instructions to VOSH personnel regarding internal operation of the Virginia Occupational Safety and Health Program and is solely for the benefit of the program. This document is not subject to the Virginia Register Act or the Administrative Process Act; it does not have general Application and is not being enforced as having the force of law.

B. Scope

This directive applies to all VOSH personnel and specifically to Occupational Safety Enforcement personnel.

C. Cancellation

This directive cancels all requirements in the FOM concerning Records Only inspections and calculation of the LWDI rate as a regular requirement in Occupational Safety Enforcement inspections (Occupational Health Enforcement inspectors have never been required to calculate the LWDI rate as a regular course of inspection.) An FOM change will be issued at a later date to make the above corrections.

Remove VOSH Directive 02-064, Records Check Enhancement, as it is cancelled by this new policy.

D. Action

Managers and Directors shall ensure that the procedures in this directive are adhered to in conducting VOSH Safety inspections.

E. Background

This policy is a result of a decision made at the VOSH Strategic Planning Session held during the third quarter of FY '88. VOSH Supervisors requested, and the Commissioner agreed, that VOSH would discontinue its participation in Records Only inspections and calculation of the LWDI rate during occupational safety enforcement inspections. The requirement is being eliminated to improve efficient use of resources, to reduce the amount of time spent on inspections and to increase inspection activity.

F. Procedures

Effective August 24, 1988, VOSH Safety Enforcement shall discontinue Records Only inspections and calculation of the LWDI rate as a regular requirement of inspections. Review of the OSHA-200 and related injury and illness records to ensure that records are being properly maintained shall continue as usual.

VOSH Safety Enforcement shall also discontinue participation in the Records Check Enhancement program (VOSH Directive 02-064). If LWDI rate information is needed for a particular establishment in the event of a denial of entry, the Director of Administrative Services will work with Safety Enforcement personnel in drafting interrogatories to the employer to obtain the necessary information.

Attachment: None

Distribution: Commissioner of Labor and Industry
 Directors and Compliance Managers
 VOSH Compliance Staff
 Cooperative Programs Staff
 Legal Support Staff
 OSHA Regional Administrator, Region III
 OSHA Regional Office, Norfolk